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Attorneys for Defendants Good Samaritan Hospital LP, a
Delaware limited partnership, Samaritan, LLC, a
Delaware limited liability company, Good Samaritan
Hospital Medical Staff, a California unincorporated
association, Steven M. Schwartz, M.D., and Bruce G.
Wilbur, M.D.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

J. Augusto Bastidas, M.D.,

Plaintiff,

v.

Good Samaritan Hospital LP, a Delaware
limited partnership; Samaritan, LLC, a
Delaware limited liability company; Good
Samaritan Hospital Medical Staff, a California
unincorporated association; Steven M.
Schwartz, M.D.; and Bruce G. Wilbur, M.D.,

Defendants.

CASE NO. 5:13-cv-04388-SI

**JOINT STIPULATION AND ~~[PROPOSED]~~
ORDER TO EXTEND TIME TO FILE
DISPOSITIVE MOTIONS AND CONTINUE
RELATED DEADLINES**

Judge: Hon. Susan Illston
Complaint Filed: September 20, 2013
Trial Date: November 30, 2015

WHEREAS, on August 6, 2014, Plaintiff J. Augusto Bastidas, M.D. filed a Third Amended Complaint against Defendants Good Samaritan Hospital LP, Samaritan, LLC, Good Samaritan Hospital Medical Staff, Steven M. Schwartz, M.D., and Bruce G. Wilbur, M.D. for racial discrimination and retaliation under 42 U.S.C. § 1981; and

WHEREAS, on September 17, 2014, the court continued the hearing on Defendants' Motion to Dismiss the Third Amended Complaint to November 12, 2014; and

WHEREAS, on October 29, 2014, the court continued the hearing on Defendants' Motion to Dismiss the Third Amended Complaint to November 13, 2014; and

WHEREAS, on November 10, 2014, the court issued an order, per the parties' joint stipulation, continuing the hearing on Defendants' Motion to Dismiss the Third Amended Complaint to December 12, 2014, and the Initial Case Management Conference to December 12, 2014; and

WHEREAS, under the current schedule in the Pretrial Preparation Order [Dkt. No. 95], the deadline for dispositive motions is August 7, 2015; the deadline for Plaintiff's oppositions to dispositive motions is August 21, 2015; the deadline for Defendants' replies to Plaintiff's oppositions is August 28, 2015; and the hearing on dispositive motions is set for no later than September 11, 2015; and

WHEREAS, under the current schedule in the Pretrial Preparation Order, the cut-off date for non-expert discovery is July 31, 2015; and

WHEREAS, due to scheduling issues with deponents who are medical doctors, due to the amount of relevant information and documents produced and remaining to be produced – including two depositions noticed by Plaintiff that remain to be taken – and the complexity of the pertinent legal and factual issues, the parties have conferred and agreed, subject to the Court's approval, upon the following schedule for briefing regarding any dispositive motions the Parties may file:

- The Parties' Dispositive Motions shall be filed by August 28, 2015;
- Oppositions to any Dispositive Motions will be due on September 11, 2015;
- Reply Briefs in support of Dispositive Motions will be due on September 18, 2015;
- A hearing on any Dispositive Motions will be held on October 2, 2015, or a date thereafter that is convenient for the Court;

1 WHEREAS, this modification will not alter the date of any other event or deadline fixed by
2 any Court order,

3 IT IS HEREBY STIPULATED AND AGREED, subject to the Court's approval, that:

- 4 • Dispositive Motions will be filed by August 28, 2015;
 - 5 • Opposition Briefs to any Dispositive Motions will be due on September 11, 2015;
 - 6 • Reply Briefs in support of any Dispositive Motions will be due on September 18,
7 2015;
 - 8 • A Hearing on the Dispositive Motions will be held on October 2, 2015, or a date
9 thereafter that is convenient for the Court.
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1 DATED: August 6, 2015

HENNEFER, FINLEY & WOOD, LLP

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3 BY: /s/James A. Hennefer
4 JAMES A. HENNEFER
5 Attorneys for Plaintiff J. Augusto Bastidas, M.D.

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7 DATED: August 6, 2015

GIBSON, DUNN & CRUTCHER LLP

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9 BY: /s/Michael Li-Ming Wong
10 MICHAEL LI-MING WONG
11 VANESSA A. PASTORA
12 Attorneys for Defendants Good Samaritan
13 Hospital, L.P., Samaritan, LLC, Good Samaritan
14 Hospital Medical Staff, Steven M. Schwartz, M.D.,
15 and Bruce G. Wilbur, M.D.

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 8/7, 2015

By: 
HONORABLE SUSAN ILLSTON

FILER'S ATTESTATION

I, Michael Li-Ming Wong, am the ECF user whose ID and password are being used to file this Joint Stipulation and [Proposed] Order to Extend Time to File Dispositive Motions and Continue Related Deadlines. I hereby attest that James A. Hennefer has concurred in this and has authorized me to affix his electronic signature to this Stipulation.

Dated: August 6, 2015

By: /s/Michael Li-Ming Wong
Michael Li-Ming Wong

CERTIFICATE OF SERVICE

I, Ariella Jones, declare as follows:

I am employed in the County of San Francisco, State of California; I am over the age of eighteen years and am not a party to this action; my business address is 555 Mission Street, Suite 3000, San Francisco, California 94105, in said County and State. On August 6, 2015, I served the following document(s):

JOINT STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO FILE DISPOSITIVE MOTIONS AND CONTINUE RELATED DEADLINES

on the parties stated below, by the following means of service:

James A. Hennefer
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☒ **BY ELECTRONIC TRANSFER TO THE CM/ECF SYSTEM.** On this date, I electronically uploaded a true and correct copy in Adobe "pdf" format the above-listed document(s) to the United States District Court's Case Management and Electronic Case Filing (CM/ECF) system. After the electronic filing of a document, service is deemed complete upon receipt of the Notice of Electronic Filing ("NEF") by the registered CM/ECF users.

☒ I am employed in the office of Michael Li-Ming Wong, a member of the bar of this court, and that the foregoing document was printed on recycled paper.

☒ **(FEDERAL)** I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 6, 2015.


Ariella Jones